

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Charles Donald Montgomery, Jr.
Serial Number: 10/602,145
Filing Date: 06/24/2003
Title: Method Of Adapting An Optical Network To Provide Lightpaths To
Dynamically Assigned Higher Priority Traffic
Examiner: Rose, Kerri M
Art Unit: 2616

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

REPLY TO OFFICE ACTION

EXPEDITED PROCEDURE UNDER 37 CFR § 1.116

Sir:

No additional fee is believed to be necessary at this time. However, if Commissioner believes that an additional fee is necessary, please charge said fee to CARSTENS & CAHOON, LLP Deposit Account No. 50-0392 in order to further examination and prevent abandonment of the application.

This Reply is filed in response to the final Office action dated September 3, 2008 for the application referenced above. Reconsideration of the Application in view of the amendments and remarks is respectfully requested. The applicable sections begin on the following pages:

AMENDMENTS TO THE CLAIMS.....2
REMARKS.....6

In response to the final Office action, Applicant offers the following: